



Entered on Docket
December 08, 2006

Hon. Linda B. Riegler
United States Bankruptcy Judge

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Contract Rights through USA Commercial Mortgage Company

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEVADA**

In re:
USA COMMERCIAL MORTGAGE COMPANY,

Debtor.

In re:
USA CAPITAL REALTY ADVISORS, LLC,

Debtor.

In re:
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,

Debtor.

In re:
USA CAPITAL FIRST TRUST DEED FUND, LLC,

Debtor.

In re:
USA SECURITIES, LLC,

Debtor.

Case Nos.:
BK-S-06-10725-LBR
BK-S-06-10726-LBR
BK-S-06-10727-LBR
BK-S-06-10728-LBR
BK-S-06-10729-LBR

JOINTLY ADMINISTERED
Chapter 11

Date: October 19, 2006
Time: 9:30 a.m.

Affects:

- ☐ All Debtors
☒ USA Commercial Mortgage Company
☐ USA Capital Realty Advisors, LLC
☐ USA Capital Diversified Trust Deed Fund, LLC
☐ USA Capital First Trust Deed Fund, LLC
☐ USA Securities, LLC

**ORDER APPROVING FIRST INTERIM APPLICATION OF OFFICIAL COMMITTEE
OF HOLDERS OF EXECUTORY CONTRACT RIGHTS THROUGH USA
COMMERCIAL MORTGAGE COMPANY FOR REIMBURSEMENT OF EXPENSES
OF COMMITTEE MEMBERS**

The Court having considered the First Interim Application of the Official Committee of
Holders of Executory Contract Rights through USA Commercial Mortgage Company for
Reimbursement of Expenses of Committee Members (the "Application") filed by Gordon &
Silver, Ltd. on behalf of certain members of the Official Committee of Holders of Executory
Contract Rights through USA Commercial Mortgage Company ("Committee"); having reviewed
the pleadings, papers and records on file in this matter; having considered the arguments of
counsel, and good cause appearing, the Court finds:

- (i) it has jurisdiction over the matters raised in the Application pursuant to 28
U.S.C. §§ 157 and 1334;
- (ii) this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2);
- (iii) notice of the Application was appropriate under the circumstances; and
- (iv) upon the record herein after due deliberation thereon, it appearing that good and
sufficient cause exists for the granting of the relief as set forth herein,

IT IS HEREBY ORDERED that:

The Application is granted as set forth below:

1. Mr. Flier is hereby allowed interim reimbursement of expenses in the
amount of \$1,669.17 for the period from May 17, 2006 through August 26, 2006 (the "First
Interim Period");

2. Mr. McCollum is hereby allowed interim reimbursement of expenses in the amount of \$1,351.62 for the First Interim Period;

3. Mr. Polacheck is hereby allowed interim reimbursement of expenses in the amount of \$629.57 for the First Interim Period;

4. Mr. Homfeld is hereby allowed interim reimbursement of expenses in the amount of \$4,145.53 for the First Interim Period; and

5. USA Commercial Mortgage Company is hereby authorized and directed to pay forthwith Messrs. Flier, McCollum, Polacheck and Homfeld as set forth herein.

SUBMITTED BY:

GORDON & SILVER, LTD.

By:

GERALD M. GORDON, ESQ.

GREGORY R. GARMAN, ESQ.

Attorneys for the Official Committee of Holders of Executory
Contract Rights through USA Commercial Mortgage Company

APPROVED/DISAPPROVED:

Office of the United States Trustee

By

August B. Landis
600 Las Vegas Blvd., So., #430
Las Vegas, NV 89101

Counsel for the United States Trustee

2. Mr. McCollum is hereby allowed interim reimbursement of expenses in the amount of \$1,351.62 for the First Interim Period;

3. Mr. Polacheck is hereby allowed interim reimbursement of expenses in the amount of \$629.57 for the First Interim Period;

4. Mr. Homfeld is hereby allowed interim reimbursement of expenses in the amount of \$4,145.53 for the First Interim Period; and

5. USA Commercial Mortgage Company is hereby authorized and directed to pay forthwith Messrs. Flier, McCollum, Polacheck and Homfeld as set forth herein.

SUBMITTED BY:

GORDON & SILVER, LTD.

By:

GERALD M. GORDON, ESQ.
GREGORY R. GARMAN, ESQ.
Attorneys for the Official Committee of Holders of Executory
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Counsel for the United States Trustee